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**RESPONSE UNDER 37 C.F.R. §1.116
- EXPEDITED PROCEDURE-
EXAMINING GROUP 2665**

ATTORNEY DOCKET NO: S01022.80338

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Neil RICHARDS, Gajinder Singh PANESAR, John CAREY, and Peter THOMPSON
Serial No: 09/413,644
Filed: October 6, 1999
For: DATA TRANSMISSION APPARATUS FOR TRANSMITTING ATM DATA STREAMS (formerly DATA TRANSFER)

Examiner: Justin M. Philpott
Art Unit: 2665 Conf. No.: 2260

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 1st day of December, 2004.


Eileen MacKenzie

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith are the following documents:

- ☒ Notice of Appeal
- ☒ Petition For A Three Month Extension of Time
- ☒ Return Receipt Postcard

Serial No.: 09/413,644
Conf. No.: 2260

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Art Unit: 2665

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 646-8000, Boston, Massachusetts.

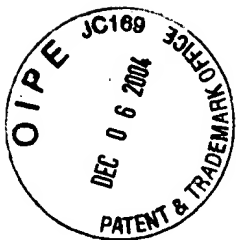
A check in the amount of \$1,210.00 is enclosed in payment of the \$340.00 Appeal fee and the \$870.00 extension fee which is the difference between a three month extension of time and a one month extension of time previously paid for. If the enclosed fee is insufficient, the balance may be charged to the account of the undersigned, Deposit Account 23/2825. A duplicate of this sheet is enclosed.

Respectfully submitted,

*Neil RICHARDS, Gajinder Singh
PANESAR, John CAREY, and Peter
THOMPSON, Applicant*

By: William R. McClellan
William R. McClellan, Reg. No. 29,409
Wolf, Greenfield & Sacks, P.C.
600 Atlantic Avenue
Boston, Massachusetts 02210-2206
Telephone: (617) 646-8000

Docket No.: S1022.80338US00
Date: December 1, 2004
x12/01/04x



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P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

NOTICE OF APPEAL
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated June 1, 2004 rejecting claims 1, 3-5, and 8-20.

Serial No.: 09/413,644
Conf. No.: 2260

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Art Unit: 2665

The Appeal Fee of \$340.00 as set forth in 37 C.F.R.41.20(b)(1) is enclosed. If the fee is insufficient, the balance may be charged to the account of the undersigned, Deposit Account No. 23/2825.

Respectfully submitted,

*Neil RICHARDS, Gajinder Singh
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